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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	CR No. 08-276 MHP
	)	
Plaintiff,	)	STIPULATION AND [PROPOSED] ORDER
	)	EXCLUDING TIME UNDER 18 U.S.C. § 3161
v.	)	
	)	
GILBERTO NARANJO AVILA,	)	
	)	
Defendant.	)	
_____	)	

On July 7, 2008, the parties in this case appeared before the Court for a status conference. At that status conference, the parties requested that the Court exclude all time under the Speedy Trial Act from July 7, 2008 through August 4, 2008, because defense counsel requested sufficient time to have a qualified expert perform a mental competency examination of the

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1 defendant. The parties agree that the length of the continuance is the reasonable time necessary  
2 for such an examination. 18 U.S.C. § 3161(h)(1)(A).

3  
4 SO STIPULATED:

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6 JOSEPH P. RUSSONIELLO  
United States Attorney

7  
8 DATED: July 7, 2008

\_\_\_\_\_/s/  
9 TAREK J. HELOU  
Assistant United States Attorney

10  
11 DATED: July 7, 2008

\_\_\_\_\_/s/  
12 ELIZABETH M. FALK  
Attorney for Defendant GILBERTO NARANJO AVILA

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14 For the reasons stated above, the Court finds that an exclusion of time under the Speedy Trial  
15 Act from July 7, 2008 through August 4, 2008 is warranted because defense counsel requested  
16 such an exclusion to have a qualified expert perform a mental competency examination of the  
17 defendant. 18 U.S.C. § 3161(h)(1)(A).

18  
19 SO ORDERED.

20  
21 DATED: \_\_\_\_\_

\_\_\_\_\_  
22 THE HONORABLE MARILYN HALL PATEL  
United States District Judge